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6   UNITED STATES DISTRICT COURT
                          WESTERN DISTRICT OF WASHINGTON
7   AT SEATTLE

8 JALAK ABDULKADER,

9   Plaintiff,   Case No. C13-1818-RSL

10   v.   **ORDER DENYING MOTION TO
                                                         APPOINT COUNSEL**
11 GLOBAL LINGUIST SOLUTION (GLS),

12   Defendant.

13   Plaintiff filed a complaint alleging Global Linguist Solution, L-3 Communications, and

14 the United States violated his rights by conducting special operations and surveillance on him.

15 Dkt. 4. The complaint indicates a substantial part of the events underlying plaintiff's claims

16 occurred outside of this district (Iraq and Afghanistan), and that the defendants are not residents

17 in the district. *Id.* Mr. Abdulkader has filed two motions (Dkt. 1) and (Dkt 5) for appointment of

18 counsel. Upon referral, the Court has considered the motions and **DENIES** them for the

19 following reasons.

20   There is no right to counsel in civil cases, and district courts may appoint counsel for

21 litigants only under "exceptional circumstances." *Terrell v. Brewer*, 935 F.2d 1015, 1017 (9th

22 Cir. 1991) (citation omitted); *see* 28 U.S.C. § 1915(e)(1). "A finding of exceptional

23 circumstances requires an evaluation of both 'likelihood of success on the merits and the ability

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1   of the plaintiff to articulate his claims *pro se* in light of the complexity of the legal issues

2   involved.' Neither of these issues is dispositive and both must be viewed together before

3   reaching a decision." *Terrell*, 935 F.2d at 1017 (citations omitted).

4   At this time, plaintiff has failed to demonstrate exceptional circumstances that might

5   justify appointment of counsel. Plaintiff has not shown he lacks the ability to articulate his

6   claims. Additionally, at this early juncture, the Court cannot say there is any likelihood of

7   success on the merits. The Court therefore **DENIES** plaintiff's motions for appointment of

8   counsel without prejudice. Dkts. 1 and 5.

9   DATED this 25th day of October, 2013.

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    BRIAN A. TSUCHIDA
    United States Magistrate Judge

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